THE HONOURABLE SRI JUSTICE N.V.RAMANA

Writ Petition No.7195 of 2006

Dated:13th April, 2006

Between:

Perumalla Raju.

…..PETITIONER

AND

The Andhra Pradesh State Road

Transport Corporation, rep by its

Depot Manager-II, Nizamabad.

….RESPONDENT

THE HONOURABLE SRI JUSTICE

N.V.RAMANA

W.P.No.7195 of 2006

ORDER:

Assailing the office Order No.01/14(1)/06-NZB-2, dated 20-3-2006 issued by the respondent keeping the petitioner under suspension on the ground that he misbehaved with the duty police constable, the present writ petition is filed.

The petitioner is a Driver in the respondent-Corporation. He was suspended by the impugned proceedings dated 20-3-2006 basing on the complaint lodged by Sri Ganga Mohan, Police Constable-I, Town Police Station, Nizamabad to the effect that the petitioner abused one Sri Saibaba, Mechanic of Nizamabad-1 Depot, who boarded the moving bus after the passengers alighted at Kanteshwer, despite his tendering apology, and prolonged the issue and misbehaved with the Constable when he intervened to subside the issue, and thereby caused much inconvenience to the traveling passengers.

It is the case of the petitioner that the respondent has passed the impugned order placing him under suspension in respect of a misconduct, which is not grave in nature, and this is a matter, which needs re-consideration by the respondent, and therefore, prayed that appropriate direction be given to the respondent for re-consideration of the matter.

Heard the learned counsel for the petitioner and the learned Standing Counsel for A.P.S.R.T.C and perused the impugned order.

Without there being enquiry into the allegations leveled against the petitioner, it cannot be said that the misconduct alleged against the petitioner is not grave, and as such, his suspension has to be revoked. However, the only direction that can be given to the respondent is to re-consider the whole issue.

The petitioner is directed to submit a representation to the Depot Manager-II, Nizamabad, seeking to re-consider his case for revoking the suspension, and on such representation being filed, the Depot Manager-II, Nizamabad, shall re-consider the whole issue and pass appropriate orders.

Writ petition is accordingly disposed. No costs.

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(N.V. RAMANA, J.)

Date:13th April, 2006.

GRK